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9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12
13 United States of America,)
14 Plaintiff,)
15 vs.) Case No. CR.S. 05-121 DAD
16 Brett Boatright,) Stipulation & Order
17 Defendant.)
18

19 Brett Boatright, by and through his counsel, Shari Rusk and
20 the United States Government, by and through Assistant United
21 States Attorney, Jason Hitt hereby agree and stipulate that it
22 is no longer necessary for Mr. Boatright to have mandatory,
23 random drug tests. Mr. Boatright has been drug testing for over
24 a month on pre-trial release. Mr. Boatright's tests have all
25 been clean. Mr. Boatright has no reported history of drug abuse
26 and his pre-trial release has not caused any reason to doubt
27 that. Mr. Boatright is gainfully employed and continued drug
28 testing has made the press of his work duties difficult to
manage. Mr. Boatright lives and works in Stockton and has been
traveling to Sacramento for his tests. Mr. Boatright has fully
complied with all pre-trial release conditions. Pre-trial
service officer Jacob Scott is aware of this stipulation and has
no objection to it. Therefore, Mr. Boatright respectfully

1 requests that this Court modify his conditions of pre-trial
2 release, consistent with this stipulation, so that Mr. Boatright
3 is no longer subject to mandatory drug testing.

4 Dated: June 30, 2005

5 Respectfully submitted,

6 Shari Rusk

7 _____
8 /s/Shari Rusk
9 Attorney for Defendant
Brett Boatright

10 Dated: June 30, 2005

11 Jason Hitt

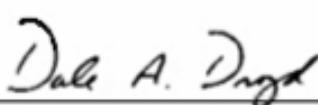
12 _____
13 /s/Jason Hitt
14 Assistant United States Attorney

15 Cc: Jacob Scott
16 United States Pre-trial Service Officer

17 **ORDER**

18 It is hereby ordered that defendant Brett Boatright need no
19 longer undergo mandatory drug testing while on pre-trial
20 release.

21 Dated: July 8, 2005

22 
23 _____
24 DALE A. DROYD

25 UNITED STATES MAGISTRATE JUDGE

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